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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/759,202	
	Filing Date	January 16, 2001	
	First Named Inventor	James E. MATHEWS	
	Art Unit	2674	
	Examiner Name	J. Nguyen	
Total Number of Pages in This Submission	7	Attorney Docket Number	003797.00090

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below):
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Firm or Individual name	Jordan N. Bodner, Reg. No. 42,338
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Date	August 27, 2004

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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	Group Art Unit: 2674
James E. MATHEWS et al.	)	
	)	Examiner: Jennifer T. Nguyen
Serial Number: 09/759,202	)	
	)	Attorney Docket No. 003797.00090
Filed: January 16, 2001	)	
	)	Confirmation No. 6561
For: In-Air Gestures for Electromagnetic	)	
Coordinate Digitizers	)	

**REQUEST FOR RECONSIDERATION**

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Sir:

This communication is responsive to the non-final Office Action mailed May 27, 2004 (paper no. 12). Claims 1-41 remain pending. Reconsideration and allowance are respectfully requested.

Claims 1-7, 10-12, 14, 16-26, 29-31, 33, and 35-41 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,349,139 to Verrier et al. ("Verrier") in view of U.S. Patent No. 5,347,295 to Agulnick et al. ("Agulnick"). Claims 15 and 34 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Verrier in view of Agulnick, and further in view of U.S. Patent No. 5,117,071 to Greanias et al. ("Greanias"). Claims 8, 9, 27, and 28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Verrier in view of Agulnick, and further in view of U.S. Patent No. 6,535,897 to Altman et al. ("Altman"). Claims 13 and 32 are rejected under 35 U.S.C. §